

Union Calendar No. 454

104TH CONGRESS
2D Session

H. R. 1791

[Report No. 104-826]

A BILL

To amend title XIX of the Social Security Act to make certain technical corrections relating to physicians' services.

SEPTEMBER 24, 1996

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

Union Calendar No. 454

104TH CONGRESS
2D SESSION

H. R. 1791

[Report No. 104-826]

To amend title XIX of the Social Security Act to make certain technical corrections relating to physicians' services.

IN THE HOUSE OF REPRESENTATIVES

JUNE 8, 1995

Mr. BARTON of Texas (for himself, Mr. COLEMAN, Mr. GREENWOOD, Mr. ACKERMAN, Ms. PRYCE, Mr. DINGELL, Mr. LEACH, Mr. LEVIN, Mr. EMERSON, Mr. SKELTON, Mr. UPTON, Mr. JACOBS, Mr. KIM, Mr. RAHALL, Mr. KILDEE, Mr. DEUTSCH, Mr. SMITH of New Jersey, Mr. BRYANT of Texas, Mr. STUPAK, Mr. BARCIA, Mr. FROST, and Mr. BROWN of Ohio) introduced the following bill; which was referred to the Committee on Commerce

SEPTEMBER 24, 1996

Additional sponsors: Ms. RIVERS, Mrs. THURMAN, Mrs. JOHNSON of Connecticut, Mr. PASTOR, Mr. GENE GREEN of Texas, Mr. BURR, Mr. EHLERS, Mr. CARDIN, Mr. KOLBE, Mr. HOEKSTRA, Mr. ROBERTS, Mr. VOLKMER, Mr. CRAPO, Mr. PETE GEREN of Texas, Mr. McDERMOTT, Mr. LEWIS of Georgia, Mr. TRAFICANT, Mr. CANADY of Florida, Mrs. MEEK of Florida, Mr. NEY, Mrs. LINCOLN, Mr. ANDREWS, Mr. HALL of Texas, Mr. HOKE, Mr. GANSKE, Ms. KAPTUR, Mr. BONIOR, Mr. HANCOCK, Mr. FOX of Pennsylvania, Ms. DANNER, Mr. HUTCHINSON, Mr. REED, Mr. WELDON of Florida, Mr. BUNNING of Kentucky, Mr. BARRETT of Wisconsin, Mr. OLVER, Mr. MCCOLLUM, and Mr. NETHERCUTT

SEPTEMBER 24, 1996

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

A BILL

To amend title XIX of the Social Security Act to make certain technical corrections relating to physicians' services.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Medicaid Certification Act of 1995”.

SEC. 2. TECHNICAL CORRECTIONS RELATING TO PHYSICIANS' SERVICES.

(a) IN GENERAL.—

(1) UNIQUE IDENTIFIERS.—Paragraph (59) of section 1902(a) of the Social Security Act (42 U.S.C. 1396a(a)) is amended by striking “subsection (v)” and inserting “subsection (x)”.

(2) EXPENDITURES FOR PHYSICIANS' SERVICES.—Section 1903(i)(12) of the Social Security Act (42 U.S.C. 1396b(i)(12)) is amended—

(A) by amending clause (i) of subparagraph (A) to read as follows:

“(i) is certified in family practice or pediatrics by the medical specialty board recognized by the American Board of Medical Specialties for family practice or pediatrics or is certified in family practice or

1 pediatrics by the medical specialty board
2 recognized by the American Osteopathic
3 Association,”;

4 (B) by amending clause (i) of subpara-
5 graph (B) to read as follows:

6 “(i) is certified in family practice or
7 obstetrics by the medical specialty board
8 recognized by the American Board of Med-
9 ical Specialties for family practice or ob-
10 stetrics or is certified in family practice or
11 obstetrics by the medical specialty board
12 recognized by the American Osteopathic
13 Association,”; and

14 (C) in subparagraphs (A) and (B)—

15 (i) by striking “or” at the end of
16 clause (v);

17 (ii) by redesignating clause (vi) as
18 clause (vii); and

19 (iii) by inserting after clause (v) the
20 following new clause:

21 “(vi) delivers such services in the
22 emergency department of a hospital par-
23 ticipating in the State plan approved under
24 this title, or”.

1 (b) ~~EFFECTIVE DATE.~~—The amendments made by
 2 subsection (a) shall be effective as if included in the enact-
 3 ment of the Omnibus Budget Reconciliation Act of 1990.

4 **SECTION 1. TECHNICAL CORRECTIONS RELATING TO PHY-**
 5 **SICIANS’ SERVICES.**

6 (a) *CORRECTING REFERENCE TO UNIQUE IDENTIFIER*
 7 *SYSTEM.*—

8 (1) *IN GENERAL.*—Section 1902(a) of the Social
 9 Security Act (42 U.S.C. 1396a(a)) is amended, in the
 10 paragraph redesignated as paragraph (59) by section
 11 13623(a)(6) of the Omnibus Budget Reconciliation
 12 Act of 1993 and inserted by section 4752(c)(1)(C) of
 13 the Omnibus Budget Reconciliation Act of 1990, by
 14 striking “subsection (v)” and inserting “subsection
 15 (x)”.

16 (2) *EFFECTIVE DATE.*—The amendment made by
 17 paragraph (1) shall be effective as if included in the
 18 enactment of the amendments made by section
 19 4752(c)(1) of the Omnibus Budget Reconciliation Act
 20 of 1990.

21 (b) *CORRECTION IN MINIMUM QUALIFICATIONS FOR*
 22 *BILLING FOR PHYSICIANS’ SERVICES TO CHILDREN AND*
 23 *PREGNANT WOMEN.*—

24 (1) *IN GENERAL.*—Section 1903(i) of the Social
 25 Security Act (42 U.S.C. 1396b(i)) is amended, in the

1 *paragraph redesignated as paragraph (12) by section*
2 *13631(c)(3) of the Omnibus Budget Reconciliation*
3 *Act of 1993 and inserted by section 4752(a)(2)(B) of*
4 *the Omnibus Budget Reconciliation Act of 1990—*

5 *(A) in subparagraph (A)(i), by inserting*
6 *“or is certified in family practice or pediatrics*
7 *by the medical specialty board recognized by the*
8 *American Osteopathic Association” before the*
9 *comma at the end;*

10 *(B) in subparagraph (B)(i), by inserting*
11 *“or is certified in family practice or obstetrics by*
12 *the medical specialty board recognized by the*
13 *American Osteopathic Association” before the*
14 *comma at the end; and*

15 *(C) in each of subparagraphs (A) and*
16 *(B)—*

17 *(i) by striking “or” at the end of clause*
18 *(v),*

19 *(ii) in clause (vi), by inserting “(or*
20 *certified by the State in accordance with*
21 *policies of the Secretary)” after “Secretary”,*

22 *(iii) by redesignating clause (vi) as*
23 *clause (vii), and*

24 *(iv) by inserting after clause (v) the*
25 *following new clause:*

1 “(vi) *delivers such services in the emer-*
2 *gency department of a hospital participat-*
3 *ing in the State plan approved under this*
4 *title, or*”.

5 (2) *EFFECTIVE DATE.—The amendments made*
6 *by paragraph (1) shall apply to physicians’ services*
7 *furnished on or after January 1, 1992.*